

REMARKS

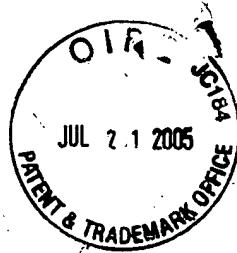
Claims 1-11 are pending in the present application. As requested by the Examiner, with this amendment, Applicant submits a copy of the Express Mail label which indicates a deposit date of December 10, 2001 with the U.S. Post Office and thus a filing date of December 10, 2001. Claims 1, 6, and 11 were rejected under 35 U.S.C. §102(e) as being anticipated by U.S. Patent No. 6,608,917 (Wei, *et al*). The Examiner objected to claims 2-5 and 7-10 as being dependent upon rejected base claims, but indicated that they would be allowable if rewritten in independent form, incorporating the limitations of their base claims. Applicant thanks the Examiner for so indicating.

Section 102(e) states, in relevant part, “the invention was described in a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent” The Wei reference cited in the Action has the same inventors as the present application, Guo-Qing Wei and Jianzhong Qian, and is assigned to the same entity, Siemens Corporate Research, Inc. Thus, the Wei reference is not “a patent granted on an application for patent by another”, and thus the Wei reference does not qualify as prior art under section 102(e). Therefore, Applicant urges that independent claims 1, 6, and 11 are not anticipated by Wei. Reconsideration and withdrawal of these section 102 rejections are respectfully requested.

For the foregoing reasons, Applicant urges that claims 1-11 are in condition for allowance. Early and favorable action on this case is respectfully requested.

By: *Donald B. Paschburg*
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TO THE U.S. PATENT & TRADEMARK OFFICE
Please stamp the date of receipt of the following
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EXPRESS MAIL LABEL NO.:

Title of Document: Request for correction of official filing receipt, copy of express mail label, copy of post card, copy of USPS shipping confirmation, copy of response to request for corrected filing receipt

Serial No.: 10/016,096

Paper Dated: 23.May.2005

Atty Dkt No.: 2001P18253 US01

Attorney: Donald B. Paschburg / VR

Attorney _____



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

First Named Applicant: Wei (et al)
Serial No.: 10/016,096
Filed: 12.10.01
Title: Endplate Detection in Digital Radiography by Dynamic Programming Using Both Local and Global Constraints

Docket No.: 2001P18253US01
Examiner: tba
Group Art Unit: 2882
Date: 23.May.2005

CERTIFICATE OF MAILING

I hereby certify that correspondence is being deposited on 23.May.2005 with the U.S. Postal Service with sufficient postage as first class mail on the below-indicated date in an envelope addressed to: Assistant Commissioner for Patents, Alexandria, VA 22313-1450

Donald B. Paschburg
Donald B. Paschburg, Reg. No. 33,753

Mail Stop
Commissioner for Patents
P.O.Box 1450
Alexandria, VA 22313-1450

REQUEST FOR CORRECTION OF OFFICIAL FILING RECEIPT

Sir:

The Filing Receipt in the above referenced matter contains a typographical error. Enclosed is a copy of the Express Mail label and post card in the above matter, on which the filing date is 12/10/2001. The Filing Receipt, however, states the filing date incorrectly as 01/21/2000.

Enclosed is a copy of the Filing Receipt upon which the necessary changes have been noted.

Issuance of a corrected Filing Receipt is respectfully solicited. It is believed that no fee is due for this Request. However, if such a fee is due, please charge it to Deposit Account No. 19-2179.

Respectfully submitted,

Donald B. Paschburg

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TO THE U.S. PATENT & TRADEMARK OFFICE
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EXPRESS MAIL LABEL NO.:

EL823498753US

Title of Document: Patent Application, 5 sheets of drawings, Transmittal
letter plus one copy

Serial No.: To be assigned (prior 60/326,358)

Paper Dated: 12.10.2001

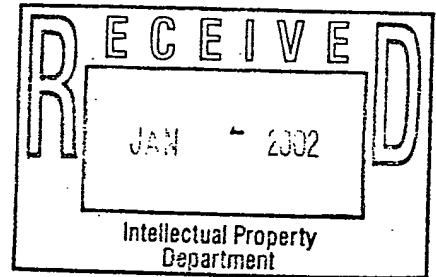
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Attorney: Donald B. Paschburg / VR

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Title of Document: Patent Application, 5 sheets of drawings, Transmittal
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Paper Dated: 12.10.2001

J1021 U.S. PTO

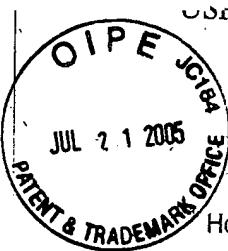
Atty Dkt No.: 2001P18253 US01

10/016096

Attorney: Donald B. Paschburg / VR



date of express mail receipt 12/10/01



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